

The Honorable Brian D. Lynch  
Chapter 11  
*Ex Parte*

UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON

In re

PUGLIA ENGINEERING, INC.,

Debtor.

Lead Case No. 18- 41324

Jointly administered with Case No. 18-  
41350

In re

SAN FRANCISCO SHIP REPAIR, INC.,

Debtor.

SAN FRANCISCO SHIP REPAIR,  
INC.'S *EX PARTE* APPLICATION  
FOR ORDER AUTHORIZING  
EMPLOYMENT OF SEYFARTH  
SHAW LLP AS EMPLOYMENT  
LITIGATION COUNSEL

San Francisco Ship Repair, Inc., one of the debtors-in-possession in these jointly  
administered Chapter 11 cases ("SFSR"), applies to this Court on an *ex parte* basis for an  
order approving the employment of Seyfarth Shaw LLP ("Seyfarth") as employment  
litigation counsel in the employment discrimination lawsuit currently pending against it,  
*Frankie Antoine vs. BAE Systems, Inc., et al., U.S.D.C., Northern District of California District Court*  
*Case No. 4:17-CV-02231 SBA* (the "Application"). SFSR makes this Application pursuant to  
11 U.S.C. § 327, FRBP 2014, and LBR 2014-1. This Application is supported by the

SAN FRANCISCO SHIP REPAIR, INC.'S *EX*  
*PARTE* APPLICATION FOR ORDER  
AUTHORIZING EMPLOYMENT OF SEYFARTH  
SHAW LLP AS EMPLOYMENT LITIGATION  
COUNSEL - 1

**THE TRACY LAW GROUP<sup>PLLC</sup>**  
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Seattle, WA 98101  
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[www.thetracylawgroup.com](http://www.thetracylawgroup.com)

1 Declaration of G. Daniel Newland submitted concurrently herewith (the “Newland  
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3 Declaration”). In support of the Application, SFSR states as follows:  
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5 1. SFSR seeks authority to employ Seyfarth as employment litigation counsel  
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7 for SFSR. Specifically, SFSR seeks authority to employ Seyfarth to represent it in the  
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9 employment discrimination lawsuit currently pending against it, *Frankie Antoine vs. BAE*  
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11 *Systems, Inc., et al., U.S.D.C., Northern District of California District Court Case No. 4:17-CV-02231*  
12  
13 *SBA* (the “Antoine Litigation”).<sup>1</sup>  
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16 2. SFSR has selected Seyfarth to represent it as it represented SFSR’s  
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18 predecessor at the San Francisco shipyard in other employment matters, has a tremendous  
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20 amount of experience in employment discrimination litigation, and is well-qualified to  
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22 represent SFSR as litigation counsel in the Antoine Litigation matter.  
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25 3. As set forth in the retention letter attached as Exhibit A to the Newland  
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27 Declaration, Seyfarth’s representation of SFSR in the Antoine Litigation matter will be paid  
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29 for by AIG as the responsible employment practices liability insurance carrier. In other  
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31 words, SFSR’s bankruptcy estate will not be responsible for paying for Seyfarth’s  
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33 representation.  
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36 4. As set forth in the Newland Declaration, Seyfarth does not represent any  
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38 other entity in connection with SFSR’s bankruptcy case, is not a creditor of its bankruptcy  
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<sup>1</sup> Mr. Antoine moved for relief from stay in this case to proceed with the Antoine Litigation. On November 28, 2018, this Court entered a Stipulated Order Granting Mr. Antoine’s Motion For Relief From Stay To Allow Litigation To Proceed Against Debtor San Francisco Ship Repair, Inc., permitting Mr. Antoine to proceed with the Antoine Litigation as provided therein. *See Dkt. No. 437.*

1 estate, and represents or holds no interest adverse to the interests of the estate with respect  
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3 to the matters on which it is to be employed.  
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5 5. For purposes of compliance with LBR 2014-1, the Office of the United  
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7 States Trustee was e-mailed a copy of this Application and consented to it being filed on an  
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9 *ex parte* basis.  
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11 6. Based upon the foregoing, SFSR respectfully requests that this Court enter  
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13 an *ex parte* order authorizing SFSR to employ Seyfarth as its counsel in the Antoine Litigation  
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15 matter.  
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18 DATED this 13<sup>th</sup> day of February, 2019.  
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21 THE TRACY LAW GROUP PLLC  
22

23 By /s/ Steven J. Reilly  
24 Steven J. Reilly, WSBA #44306  
25 Attorneys for Debtor San Francisco Ship  
26 Repair, Inc.  
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